

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

Civil Action No. 04-11807 MLW

NEW CINGULAR WIRELESS PCS, LLC
and EASTERN TOWERS, LLC,

Plaintiffs,

v.

TOWN OF WAYLAND, MASSACHUSETTS,
BOARD OF APPEALS of the TOWN OF
WAYLAND and JAMES E. GRUMBACH, ERIC B.
GOLDBERG, STEVEN FUGARAZZO, LAWRENCE K.
GLICK, SUSAN KOFFMAN, SHAUNT SORIAN,
ADIA GENNIS, LINDA SEGAL, as they are members
and alternate members of the Board,

Defendants.

PLAINTIFFS' REPORT REGARDING RECUSAL

Pursuant to the Order of the Court dated January 27, 2005, the plaintiffs do not believe that recusal is required under 28 U.S.C. §455(a) or §455(b). If there is any ground for disqualification under §455(a), based upon the Court's disclosure, the plaintiffs waive any ground for disqualification, under 28 U.S.C. §455(e).

The Plaintiffs,
By their Attorneys,

Stephen D. Anderson, Esq. (BBO #018700)
Douglas H. Wilkins, Esq. (BBO #528000)
Brian S. Grossman, Esq.
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(617) 252-6575

DATE: February 18, 2005

CERTIFICATE OF SERVICE

I certify that I served a copy of the foregoing on the defendants by electronic mail to their counsel of record listed below on this 18th day of February, 2005.



Douglas H. Wilkins, Esq.

Patricia Cantor, Esq.
Kopelman & Paige, LLC
31 St. James St.
Boston, MA 02110

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